

JS 44 (Rev. 04/21)

**CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

**I. (a) PLAINTIFFS**

Bernard Howell, Sr., individually, and Bernard Howell, Sr., as parent and custodian of BH, Jr., a minor

(b) County of Residence of First Listed Plaintiff Dakota  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Morris Law Group, P.A., 7380 France Avenue South, STE 250, Edina, MN 55435; 952-832-2000

**DEFENDANTS**

Frontier Airlines Holdings, Inc.

County of Residence of First Listed Defendant Denver

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Unknown

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- |  |  |
|--|--|
| <input type="checkbox"/> 1 U.S. Government Plaintiff | <input type="checkbox"/> 3 Federal Question<br>(U.S. Government Not a Party)                     |
| <input type="checkbox"/> 2 U.S. Government Defendant | <input checked="" type="checkbox"/> 4 Diversity<br>(Indicate Citizenship of Parties in Item III) |

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)  
(For Diversity Cases Only)

|   | PTF                                   | DEF                        |   | PTF                        | DEF                                   |
|---|---------------------------------------|----------------------------|---|----------------------------|---------------------------------------|
| Citizen of This State                   | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input checked="" type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2            | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3            | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6            |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

| CONTRACT  | TORTS  | FORFEITURE/PENALTY   | BANKRUPTCY   | OTHER STATUTES  |
|---|--|--|--|---|
| <input type="checkbox"/> 110 Insurance  | <b>PERSONAL INJURY</b>   | <b>PERSONAL INJURY</b>   | <input type="checkbox"/> 422 Appeal 28 USC 158                         | <input type="checkbox"/> 375 False Claims Act   |
| <input type="checkbox"/> 120 Marine   | <input checked="" type="checkbox"/> 310 Airplane                   | <input type="checkbox"/> 365 Personal Injury - Product Liability                           | <input type="checkbox"/> 423 Withdrawal 28 USC 157                     | <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))   |
| <input type="checkbox"/> 130 Miller Act   | <input type="checkbox"/> 315 Airplane Product Liability            | <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability | <b>INTELLECTUAL PROPERTY RIGHTS</b>                                    | <input type="checkbox"/> 400 State Reapportionment  |
| <input type="checkbox"/> 140 Negotiable Instrument  | <input type="checkbox"/> 320 Assault, Libel & Slander              | <input type="checkbox"/> 330 Federal Employers' Liability                                  | <input type="checkbox"/> 820 Copyrights                                | <input type="checkbox"/> 410 Antitrust  |
| <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment                  | <input type="checkbox"/> 340 Marine                                | <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability                    | <input type="checkbox"/> 830 Patent                                    | <input type="checkbox"/> 430 Banks and Banking  |
| <input checked="" type="checkbox"/> 151 Medicare Act  | <input type="checkbox"/> 345 Marine Product Liability              | <b>PERSONAL PROPERTY</b>   | <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application | <input type="checkbox"/> 440 Commerce   |
| <input checked="" type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) | <input type="checkbox"/> 350 Motor Vehicle                         | <input type="checkbox"/> 370 Other Fraud   | <input type="checkbox"/> 840 Trademark                                 | <input type="checkbox"/> 460 Deportation  |
| <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits                      | <input type="checkbox"/> 355 Motor Vehicle                         | <input type="checkbox"/> 371 Truth in Lending  | <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016          | <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations                   |
| <input type="checkbox"/> 160 Stockholders' Suits  | <b>REAL PROPERTY</b>   | <input type="checkbox"/> 380 Other Personal Property Damage                                | <b>SOCIAL SECURITY</b>   | <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692)                            |
| <input type="checkbox"/> 190 Other Contract   | <input type="checkbox"/> 360 Other Personal Injury                 | <input type="checkbox"/> 385 Property Damage Product Liability                             | <input type="checkbox"/> 861 HIA (1395ff)                              | <input type="checkbox"/> 485 Telephone Consumer Protection Act                                |
| <input type="checkbox"/> 195 Contract Product Liability   | <input type="checkbox"/> 362 Personal Injury - Medical Malpractice | <b>CIVIL RIGHTS</b>  | <input type="checkbox"/> 862 Black Lung (923)                          | <input type="checkbox"/> 490 Cable/Sat TV   |
| <input type="checkbox"/> 196 Franchise  | <b>PRIISONER PETITIONS</b>   | <b>Habeas Corpus:</b>  | <input type="checkbox"/> 863 DIWC/DIWW (405(g))                        | <input type="checkbox"/> 850 Securities/Commodities/ Exchange                                 |
|   |  | <input type="checkbox"/> 440 Other Civil Rights  | <input type="checkbox"/> 864 SSID Title XVI                            | <input type="checkbox"/> 890 Other Statutory Actions  |
|   |  | <input type="checkbox"/> 441 Voting  | <input type="checkbox"/> 865 RSI (405(g))                              | <input type="checkbox"/> 891 Agricultural Acts  |
|   |  | <input type="checkbox"/> 442 Employment  | <b>IMMIGRATION</b>   | <input type="checkbox"/> 893 Environmental Matters  |
|   |  | <input type="checkbox"/> 443 Housing/ Accommodations                                       | <input type="checkbox"/> 462 Naturalization Application                | <input type="checkbox"/> 895 Freedom of Information Act                                       |
|   |  | <input type="checkbox"/> 445 Amer. w/Disabilities - Employment                             | <input type="checkbox"/> 465 Other Immigration Actions                 | <input type="checkbox"/> 896 Arbitration  |
|   |  | <input type="checkbox"/> 446 Amer. w/Disabilities - Other                                  |  | <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision |
|   |  | <input type="checkbox"/> 448 Education   |  | <input type="checkbox"/> 950 Constitutionality of State Statutes                              |

**V. ORIGIN** (Place an "X" in One Box Only)

- |   |   |  |   |  |  |   |
|---|---|--|---|--|--|---|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from Another District (specify) | <input type="checkbox"/> 6 Multidistrict Litigation - Transfer | <input type="checkbox"/> 8 Multidistrict Litigation - Direct File |
|---|---|--|---|--|--|---|

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
28 USC Sec. 1332 et.seq. and 49 USC Sec. 44701 et seq and 49 USC Sec. 44702 et seq.

**VI. CAUSE OF ACTION**

Brief description of cause:  
Negligence leading to personal injuries with regard to operating and maintaining an airplane.

**VII. REQUESTED IN COMPLAINT:**

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

**DEMAND \$**

275,000.00

CHECK YES only if demanded in complaint:

**JURY DEMAND:**  Yes  No

**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

May 31, 2023

SIGNATURE OF ATTORNEY OF RECORD

s/s Richard W. Hechter

**FOR OFFICE USE ONLY**

RECEIPT # \_\_\_\_\_ AMOUNT \_\_\_\_\_

APPLYING IFFP \_\_\_\_\_

JUDGE \_\_\_\_\_

MAG. JUDGE \_\_\_\_\_